

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

ANDREAS WINTER ET AL

For: METALLOCENES CONTAINING
LIGANDS OF 2-SUBSTITUTED
IDENYL DERIVATIVES,
PROCESS FOR THEIR
PREPARATION, AND THEIR USE
AS CATALYSTS

U.S. PATENT NO. 5,276,208
REISSUE PATENT NO. 37,208

Group Art Unit: N/A

Examiner: N/A

I hereby certify that the attached
correspondence is being deposited with the
United States Postal Service as first class mail
in an envelope addressed to Commissioner of
Patents and Trademarks, Washington, D.C.
20231, on October 18, 2002

Linda J. Hoggarth
Linda J. Hoggarth

AFFIDAVIT

I, Linda Jean Hoggarth, formerly known as Linda Jean Cochran, hereby state that
I have been an employee of BASF Corporation since October 1, 1992 as a member of the
Legal Department. I am responsible for the Maintenance Fees for this office.

On June 29, 2001, I mailed a list of U.S. Maintenance Fees to be paid to the
Commissioner of Patents and Trademarks, Box M. Fee, Washington, DC 20231. Item
No. 9 on said list named U.S. Patent No. 5,276,208 for payment.

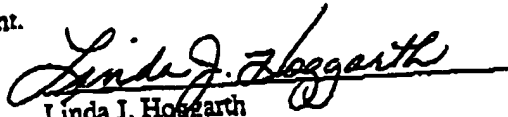
On July 27, 2001, I received a Notice of Non-Acceptance of Patent Maintenance
Fee signed by Karen Bowman in the Maintenance Fee Division indicating that the above-
referenced patent, U.S. 5,276,208, had been reissued as REI 37,208 and that the reissue
patent and serial number needed to be provided in order to complete the maintenance fee

requirements. I subsequently telephoned the Maintenance Fee Division and spoke to a Customer Service Representative and gave this individual the information over the phone. I was informed that the matter was taken care of and no additional steps would be required to ensure payment of the maintenance fee for the subject patent.

On September 20, 2002, I received an urgent telefax from our parent company BASF AG, owner of the subject patent, indicating that they had received a Maintenance Fee Reminder for said patent. I immediately contacted the Maintenance Fee Division and explained the situation. I was transferred to a Frank Lebron in Finance, who told me that although the payment had not been recorded, it showed that the next window to pay the maintenance fee was July 2005, which would give an indication that a payment had been recorded, yet the patent had expired.

I have since attempted to telephone Mr. Lebron a number of times and have left three (3) phone mail messages and my phone calls have not been returned.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the patent.


Linda J. Hoggarth
BASF Corporation
1609 Biddle Avenue
Wyandotte, MI 48192

BASF Corporation

BASF

June 29, 2001

Commissioner of Patents and Trademarks
Box M. Fee
Washington, D.C. 20231

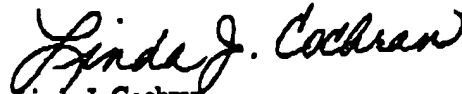
Re: Maintenance FeesPayor No. 000358

Sir:

Please charge Deposit Account 02-1201 the amount of \$54,560.00 to cover the maintenance fee due on the patent(s) listed on the attached sheet(s). The Commissioner is hereby authorized to charge any deficiency in the payment of the required fees or credit any over-payment to Deposit Account No. 02-1201.

Please note that there are no small entity patents listed.

Respectfully submitted,

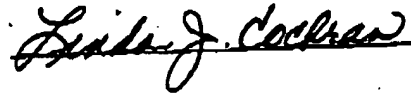


Linda J. Cochran
Administrative Associate VI
Legal Department
Phone: (734) 324-6195

(In Duplicate)

Please note our new address is 1609 Biddle Avenue, Wyandotte, MI 48192.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the "Commissioner of Patents and Trademarks, Box M. Fee, Washington, D.C. 20231" on June 29, 2001.



Enclosure
cc: PM-1499

MAINTENANCE FEE LIST, (US) UNITED STATES OF AMERICA

ITEM	O.Z. NO.	PATENT NUMBER	FEE CODE	MAINTENANCE FEE AMOUNT	SURCHARGE AMOUNT	SERIAL NO.	PATENT DATE	APPLICATION PAY- FILING DATE	MENT ' YEAR
009	0732/000333	5276208	184	1950.00	0	07789361	01/04/94	11/08/91	08

37310.00

CARRIED FORWARD

THERE ARE NO SMALL ENTITIES ON THIS LIST

PB 024 01 100

MAINTENANCE FEES LIST, (US) UNITED STATES OF AMERICA

ITEM	O.Z.-NO.	PATENT NUMBER	FEE CODE	MAINTENANCE FEE AMOUNT	SURCHARGE AMOUNT	SERIAL NUMBER	PATENT DATE	APPLICATION FILING DATE	PAY- MENT YEAR
1			2	3	4	5	6 MM/DD/YY	7 MM/DD/YY	8

009	0732-900333	005276208	184	1950.00		709361	01/04/1994	11/08/1991	01
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CARRIED FORWARD	37310.00
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There are no small entities on the list.